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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

DANIEL F., SHAN O. and GEOFFREY F., Individually and as representatives of the Class of similarly situated individuals,) Case No. CV 09-2037) ORDER REGARDING
Plaintiffs,	 SCHEDULE FOR COMPLETING DISCOVERY FOR, AND BRIEFING AND HEARING, AN EARLY MOTION FOR
v.) SUMMARY JUDGMENT
BLUE SHIELD OF CALIFORNIA, and OGDEMLI/FELDMAN DESIGN GROUP BENEFIT PLAN Defendants.))) Hon. Phyllis J. Hamilton)

Based on the Stipulation of the parties and good cause appearing, it is hereby ORDERED that the schedule previously proposed by the parties regarding discovery for, and the briefing and hearing of, an early motion for summary judgment, shall be modified as follows:

- 1. The parties will complete their discovery for an early motion for summary judgment by April 9, 2010.
- 2. Defendant Blue Shield will not file its early motion for summary judgment until April 30, 2010.
- 3. Plaintiffs will file their opposition by May 21, 2010.
- 4. Defendant Blue Shield will file its reply by June 4, 2010.
- 5. The date for the hearing on the early motion for summary judgment will be scheduled at the time the motion is filed; any current hearing date of April 21, 2010 is vacated.

Dated: January <u>26</u>, 2010

